

REMARKS

Claims 1-31 were originally pending in the present application.

Original claims 1-31 were subject to a restriction and/or election requirement.

The Office Action identified two inventions and required, under 35 U.S.C. § 121, that the Applicants elect one of the inventions for prosecution on the merits. More specifically, the Office Action identified claims 1-24 as being directed to Invention I and claims 25-31 as being directed to Invention II.

The Applicants respectfully disagree with the restriction and/or election requirement. For example, claims 1-24 are drawn to “[a] system that enhances the performance of a cochlear implant using a preprocessor, the system comprising: at least one signal input device; a first processor...; and a second processor.” Similarly, claims 25-31 are drawn to “[a] method that enhances the performance of a system of a cochlear implant using a pre-processor from a hearing or audio device, the system utilizing at least one signal input device, a first processor, and a second processor, the method comprising...” However, to expedite allowance of various claims of the present application, the Applicants elect the claims directed to Invention I, as identified in the Office Action, for prosecution on the merits. The Applicants hereby elect claims 1-24 with traverse, which are readable on various aspects of the elected Invention I. This response also withdraws claims 25-31 from consideration at this time.

The Commissioner is hereby authorized to charge additional fees or credit overpayments to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Appl. No. 10/805,016
Resp. to Office Action of Dec. 28, 2007
Response dated Jan. 25, 2008

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Respectfully submitted,

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